

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

APIES – Smt. K.Padmavathamma, Principal (Retd), Government Junior College for Girls, Adoni, Kurnool District – Departmental proceedings under Rule 20 of the A.P.C.S.(CC&A) Rules, 1991 – Further action is dropped – Orders – Issued.

HIGHER EDUCATION (IE.I) DEPARTMENT

G.O.Rt.No. 738

Dated:29-09-2010
Read the following:

From the D.I.E. Lr.Rc.No.Ser.I.1/2903/2009-1, Dt.5.12.2009.

ORDER:

The Director of Intermediate Education in his letter has stated that, the teaching staff of GJC for Girls, Adoni represented that Smt. K.Padmavathamma, Principal, GJC (G), Adoni, Kurnool District has been attending to duties every day late by 12.00 Noon; that she was collecting amounts from students while disbursing scholarships and that she was not paying remuneration to the staff, who attends examination by taking signatures forcefully. Further, the DVEO, Kurnool has found her absent from duty on 9.2.2004. He has called for explanation from Smt. K.Padmavathamma, Principal, GJC (G) Adoni, Kurnool District for her unauthorized absence. On notice, the Government have issued orders in G.O.Rt.No.559, HE(IE.I) Dept., dt.28.8.2004, transferring Smt. K.Padmavathamma, Principal from GJC(G), Adoni to GJC, Alur on administrative grounds and on public interest, posting Sri B.Kullayappa in her place. She neither joined at her place of posting nor applied any kind of leave. Sri B.Kullayappa joined at Adoni on 31.8.2004.

2. Aggrieved by the orders, Smt.K.Padmavathamma has filed O.A.No.5034/04 before the APAT. The APAT in their interim orders dt.2.9.2004, has suspended the interim orders and directed to continue her as Principal at Adoni. But the interim orders could not be implemented as Sri B.Kullayappa joined as Principal at GJC(G), Adoni on 31.8.2004 well before the receipt of the APAT orders. However, the APAT in their final orders dt.2.11.2004 have dismissed the O.A.filed by Smt. K.Padmavathamma.

3. Aggrieved by the APAT orders, the individual has filed W.P.No.20710/04 before the Hon'ble High Court. The Hon'ble High Court in their orders dt.9.2.2005 have set-a-side the orders of APAT passed in O.A.No.5034/04, dt.2.11.2004 and remitted the matter to Government for fresh consideration of her request. In compliance of the said orders, she has submitted a representation requesting to retain her as Principal at GJC (G), Adoni. The Government has examined the representation of Smt.K.Padmavathamma for her retention at Government Junior College (G), Adoni and rejected vide Govt. Memo.No.7822/IE.I/A104, dt.16.4.2005. Aggrieved by the above orders, she has filed CC No.498/05 for not implementing the High Court orders dt.9.2.2005. The Government after re-examine the issue regularized the services of the individual for the period from 28.8.2004 to 9.11.2004 as leave to which the petitioner is eligible and from 10.11.2004 to 16.4.2005 as on duty ie., the date on which the Hon'ble High Court issued Interim Orders on WPMP No.20710/04, dt.10.11.2004 to date of issue of orders vide Govt. Memo. No.7822/IE.I/ A1/ 2004, dt.16.4.2005.

4. Aggrieved by the orders of Government, rejecting her request for retention at Adoni, Smt.K.Padmavathamma has filed O.A.No.5519/05 before the APAT. The APAT in its order dt.26.9.2006, directed the official respondents that "the impugned orders issued in G.O.Rt.No.559, dt.28.8.2004 and the impugned proceedings, dt.16.4.2005 deserves to be set-a-side and accordingly set-a-side. The period for which the applicant was not allowed to perform duty despite the interim orders of the High Court of A.P. in the above W.P.No.20170/04 shall be considered by the official respondents for regularization, in accordance with Rules".

P.T.O.,

5. Aggrieved by the said orders, Sri B.Kullayappa has filed W.P.No.22427/06. The APHC in their order dt.27.10.2006 directed to maintain status-quo. Accordingly, the DIE kept his orders of transfer in abeyance. Disciplinary proceedings have been initiated against Smt. K.Padmavathamma, based on the preliminary report submitted by the DVEO, Kurnool and issuing charge memo to her on 7.11.2006. She has submitted her WSsD on 21.11.2006, denying the charges. The DVEO, Kurnool has been appointed as Enquiry Officer to enquire into the charges on 1.11.2007 against her. She has retired from service on 31.3.2008. The EO has conducted the enquiry and submitted his report, stating that there is no evidence to prove the charges. He has further held that the amount of Rs.11,247/- for which no vouchers were available is to be recovered from the retired Principal and the Assistant concerned. The DVEO, Kurnool has again been appointed as E.O. to conduct a fresh enquiry by the DIE in his Procs., dt.11.6.2009. The DVEO & E.O., had been to the college on 29.6.2009 and called Smt. K.Padmavathamma over phone. But, she did not attend the enquiry. The EO has submitted his report stating that the charges framed against her are proved.

6. Aggrieved by the Proceedings of fresh enquiry, Smt. K.Padmavathamma has filed O.A.No.11175/09 before the APAT. In their Interim Orders, the APAT suspended the proceedings of the D.I.E., dt.11.6.2009.

7. Keeping in view of the facts and circumstances of the case and the findings of the Enquiry Officer in the report dt.7.1.2008, Government hereby dropped further action against Smt.K.Padmavathamma, Retired Principal.

8. The Director of Intermediate Education, A.P. Hyderabad shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SECRETARY TO GOVERNMENT

To

The Director of Intermediate Education, A.P. Hyderabad.

The Accountant General A.P., Hyderabad.

The Director of Treasuries and Accounts, Hyderabad.

The District Treasury Officer, Kunool.

Copy to:

The Regional Joint Director of Intermediate Education, Kadapa.

Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER